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Attorneys for Plaintiff Bonnie McElrath

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

BONNIE MCELRATH,

Plaintiff,

v.

FISH RITE, Inc., an Oregon  
Corporation, JAMIE DORSEY, SR.,  
AND BARBARA DORSEY,

Defendants.

Case No. CV-08-1159-KI

DECLARATION OF CHARLES J.  
MERTEN SUPPORTING MOTIONS  
FOR DEFAULT, OR  
ALTERNATIVELY, TO STRIKE

I, Charles J. Merten, hereby declare:

1. I am the attorney for the Plaintiff.
2. The facts stated in footnote 4 of Plaintiff's Memorandum

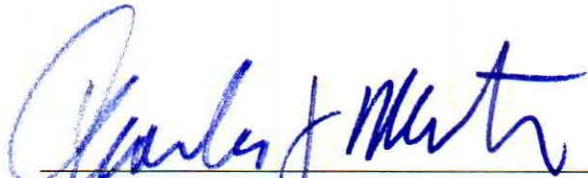
1 - DECLARATION OF CHARLES J. MERTEN SUPPORTING MOTIONS FOR  
DEFAULT, OR ALTERNATIVELY, TO STRIKE

Supporting these motions are known to me personally and they are true.

3. When I filed this case on behalf of the Plaintiff I relied in part upon the detailed findings and determination of BOLI stating that Fish Rite, Inc., and Jamie Dorsey, Sr. had subjected Plaintiff to a sexually hostile work environment and retaliation for opposing said environment. Those findings are part of the court record in this case.

**I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE FOR USE AS EVIDENCE AND IS SUBJECT TO PENALTY FOR PERJURY.**

DATED: November 24, 2009

  
Charles J. Merten, OSB #630582  
Attorney for Plaintiff

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DEFAULT, OR ALTERNATIVELY, TO STRIKE

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